

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Timothy P.,

Civ. No. 23-2060 (PAM/ECW)

Plaintiff,

v.

**ORDER**

Martin J. O'Malley, Commissioner of  
Social Security Administration,

Defendant.

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This matter is before Court on the Plaintiff's unopposed Motion for Attorney Fees under 42 U.S.C. § 406(b).

The statute provides for the payment of attorney's fees "not in excess of 25 percent of the total of the past-due benefits to which the claimant is entitled." 42 U.S.C. § 406(b). Plaintiff's counsel requests a fee authorization in the amount of \$23,832, reduced by \$9,000, which is the amount of EAJA fees previously awarded in this matter. Thus, the net total amount of fees that Plaintiff seeks is \$14,832.

Plaintiff successfully challenged the denial of benefits in this matter and has established that he is entitled to the attorney's fees he seeks under § 406(b).

Accordingly, **IT IS HEREBY ORDERED** that Plaintiff's Motion (Docket No. 24) is **GRANTED** and Plaintiff is awarded a net amount of \$14,832 in attorney's fees under 42 U.S.C. § 406(b).

Date: August 7, 2024

*s/ Paul A. Magnuson*  
Paul A. Magnuson  
United States District Court Judge